

FROM : MICHAEL SPEKTER

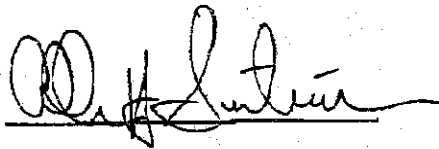
FAX NO. : 202 223 3334

Oct. 14 2004 12:06PM P1

VERIFICATION

I, Allen H. Sinsheimer, hereby state under oath that I have read and reviewed the foregoing complaint for injunctive and other relief filed pursuant the Freedom of Information Act., 5 U.S.C. §552 et. seq. As to those matters which I have personal knowledge, I affirm that they are true and correct to the best of my knowledge, information and belief. As to those matters which I do not have personal knowledge, I herein state that I believe that they are true and correct to the best of my knowledge, information and belief.

So sworn by me this 14th day of October 2004



Allen H. Sinsheimer

04 1768

FILED

OCT 14 2004

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

U.S. Department of Homeland Security
51 Street, NW
and Floor, ULLICO Bldg.
Washington, DC 20536

SEP 15 2004



U.S. Citizenship
and Immigration
Services

APP2003000144

Allen H. Sinsheimer
2306 South Columbus Street
Arlington, VA 22206

Dear Allen H. Sinsheimer:

Re: HQS2004000039

You appealed the action of the HQ FOIA/PA Operations Section regarding your request for access to records pertaining to EEO and OIA Investigations, dated 6/4/2003.

We have notified the HQ FOIA/PA Operations Section of your communication. Although the Freedom of Information Act authorizes you to treat the failure to act on your request within the specified time limit as a denial thereof, this Office cannot act until there has been an initial determination by the office having jurisdiction of the records. Our function is limited to the review of those records to which access is in fact denied.

In the event that the HQ FOIA/PA Operations Section still has not responded to your request at the time you receive this letter, you may, if you choose, treat this letter as a denial of your appeal and bring action in an appropriate federal court. We hope that, in making a decision, you will give sympathetic consideration to the fact that this agency has many requests pending at this time and is making every possible, reasonable effort to process them.

Sincerely,

-Michael K. Cameron
Chief, Commercial Law Division
Department of Homeland Security
Immigration and Customs Enforcement

04 1788

Attachment 1

FILED

OCT 14 2004

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

U.S. Department of Homeland Security
425 I Street, NW
2nd Floor ULLICO Bldg.
Washington, DC 20536



U.S. Citizenship
and Immigration
Services

February 13, 2004

COW2003005717

Allen H. Sinsheimer
2306 South Columbus Street
Arlington, VA 22206

Dear Allen H. Sinsheimer:

This letter is in response to your status request, regarding the Freedom of Information Act request for information about the subject: EEO and OIA Investigations, received on 06/04/2003.

Your request is currently number 526 on the list of 1374 pending cases to be worked.

We will answer your request as quickly as possible. If you should have any additional questions about your request, please direct your inquiries to this office at the above address. You may also call us at (202) 514-3278 or fax any correspondence to (202) 514-4310.

Sincerely,

Ave M. Sloane
CHIEF, FOIA/PA Unit

04 1768

Attachment 2

FILED

OCT 14 2004

NANCY MAYER WHITTINGTON, CLERK
www.uscis.gov U.S. DISTRICT COURT